

111TH CONGRESS  
1ST SESSION

# S. 2019

To amend and extend the temporary duty suspension on certain capers  
in immediate containers holding 3.4 kilograms or less.

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IN THE SENATE OF THE UNITED STATES

OCTOBER 29, 2009

Mr. MENENDEZ introduced the following bill; which was read twice and  
referred to the Committee on Finance

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## A BILL

To amend and extend the temporary duty suspension on  
certain capers in immediate containers holding 3.4 kilo-  
grams or less.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. CERTAIN CAPERS IN IMMEDIATE CONTAINERS**

4                       **EACH HOLDING 3.4 KILOGRAMS OR LESS.**

5       (a) IN GENERAL.—Subheading 9902.10.26 of the  
6       Harmonized Tariff Schedule of the United States (relating  
7       to capers prepared or preserved by vinegar) is amended—

8               (1) in the article description, by striking “other  
9       than such goods”; and

1           (2) in the effective period column, by striking  
2           “12/31/2009” and inserting “12/31/2011”.

3           (b) EFFECTIVE DATE.—The amendment made by  
4 subsection (a) applies with respect to goods entered, or  
5 withdrawn from warehouse for consumption, on or after  
6 the 15th day after the date of the enactment of this Act.

7           (c) RETROACTIVE APPLICATION.—Notwithstanding  
8 section 514 of the Tariff Act of 1930 (19 U.S.C. 1514)  
9 or any other provision of law, upon proper request filed  
10 with U.S. Customs and Border Protection not later than  
11 90 days after the date of the enactment of this Act, any  
12 entry of an article described in heading 9902.10.26 of the  
13 Harmonized Tariff Schedule of the United States that was  
14 made—

15           (1) on or after September 1, 2006, and

16           (2) before the date that is 15 days after the  
17           date of the enactment of this Act,

18 shall be liquidated or reliquidated as if the entry occurred  
19 on or after the date that is 15 days after the date of the  
20 enactment of this Act.

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